

2003 - 37

January 14, 2003

CONDITIONAL COMMUTATION OF SENTENCES

WHEREAS, I, Paul E. Patton, Governor of the Commonwealth of Kentucky, on December 11, 2002, through Executive Order 2002-1362, directed the Secretary of the Justice Cabinet to present a written application and proposal for the early release and commutation of sentences of inmates convicted of non-violent felony offenses by the close of business Friday, December 13, 2002; and

WHEREAS, I, Paul E. Patton, have received and approved the proposal and application which utilized the Department of Corrections' classification system to exclude certain offenders from consideration and thereby permits the release of these offenders who are nearing completion of their sentence;

NOW, THEREFORE, I, Paul E. Patton, Governor of the Commonwealth of Kentucky, by virtue of the authority vested in me by the Kentucky Constitution and in particular Section 77, and as further granted to me by the laws of the Commonwealth, do hereby FIND, DECLARE, ORDER and DIRECT the following:

1. That the sentences of the offenders identified on the list attached to this Order which is hereby incorporated by reference, are Commuted Conditionally pursuant to the provisions of this Order.
2. That if any offender released through this Order is convicted and sentenced for a new

2003 - 37

January 14, 2003

discharge, probation, shock probation or any other court ordered release before the effective date of this Executive Order then the judicial order shall be given full force and effect in lieu of this conditional commutation.

4. That if any person identified in the list attached to this Order has had a parole review and received a favorable recommendation for parole before the effective date of this Executive Order then the parole recommendation shall be given full force and effect in lieu of this conditional commutation.
5. The Department of Corrections shall calculate these additional days, as provided in paragraph two (2) above, at the time it receives official notification of the offender's new felony conviction and sentence.
6. The provisions of this Order shall remain in full force and effect until sooner rescinded or superseded by a subsequent Executive Order.
7. The Justice Cabinet and any other affected agencies of state government shall take all steps necessary to carry out the provisions of this Order.
8. This Order shall become effective immediately upon filing with the Secretary of State.